Practitioner's Docket No. 586.02-US1

PATENT

Preliminary Classification:
Proposed Class:
Subclass:

TRANSMITTAL LETTER TO THE U.S. DESIGNATED OFFICE (DO/US)--ENTRY INTO THE U.S. NATIONAL STAGE UNDER CHAPTER I

International Application Number	International Filing Date	International Earliest Priority Date
PCT/IB00/00673	19 May 2000 (19.05.00)	20 May 1999 (20.05.99)

TITLE OF INVENTION: DIFFERENTIALLY EXPRESSED GENES IN PROSTATE CANCER

APPLICANT(S) FOR DO/US: SAATCIOGLU, Fahri

Box PCT
Assistant Commissioner for Patents
Washington D.C. 20231
ATTENTION: DO/US

CERTIFICATION UNDER 37 C.F.R. section 1.10*

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I hereby certify that this paper, along with any document referred to, is being deposited with the United States Postal Service on this date **January 10, 2001**, in an envelope as "Express Mail Post Office to Addressee," mailing Label Number **EL733694043US**, addressed to the: Assistant Commissioner for Patents, Washington, D.C. 20231.

Kristin J. Azcona

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(Transmittal Letter to the United States Designated Office (DO/US - Entry into National Stage under 35 U.S.C. section 371-page 1 of 3)

09/743682 500 Rec'd PCT/PTO 10 JAN 2001

1. Applicant herewith submits to the United States Designated Office (DO/US) the following items under 35 U.S.C. section 371:

This express request to immediately begin national examination procedures (35 U.S.C. section 371(f)). The U.S. National Fee (U.S.C. section 371(c)(1)), as indicated below:

2. Fees

CLAIMS FEE*	(1) FOR	(2) NUMBER FILED	(3) NUMBER EXTRA	(4) RATE	(5) CALCULA- TIONS
	TOTAL CLAIMS	36 -20 =	16	x \$18.00=	\$288.00
	INDEPENDENT CLAIMS	13 - 3 =	10	x \$80.00=	\$800.00
10	MULTIPLE DEPE	NDENT CLAIM(S) (i	f applicable) + \$270		\$0.00
BASIC FEE	The inter to the US	\$860.00			
			Total of	above Calculations	= \$1,948.00
SMALL ENTITY	Reduction by 1/2 f (note 37 CFR 1.9,	or filing by small entity 1.27, 1.28).	, if applicable. Affidav	it must be filed	- \$974.00
				Subtotal	\$974.00
		\$974.00			
	Fee for recording t (See Item below).	\$0.00			
TOTAL			,	Total Fees enclosed	\$974.00

A check in the amount of \$974.00 to cover the above fees is enclosed.

- 3. A copy of the International application as filed (35 U.S.C. section 371(c)(2)) is transmitted herewith.
- 4. A translation of the International application into the English language (35 U.S.C. section 371(c)(2)) is not required as the application was filed in English.
- 5. Amendments to the claims of the International application under PCT Article 19 (35 U.S.C. section 371(c)(3)) are transmitted herewith.

09/743682 500 Rec'd PCT/PTO 1 0 JAN 2001

- 6. An oath or declaration, including power of attorney, of the inventor (35 U.S.C. section 371(c)(4)) complying with 35 U.S.C. section 115 is submitted herewith, and such oath or declaration is attached to application.
- II. Other document(s) or information included:
- 7. An international Search Report or Declaration under PCT Article 17(2)(a) will be transmitted promptly upon request.
- 8. An Information Disclosure Statement under 37 C.F.R. sections 1.97 and 1.98 will be transmitted within THREE MONTHS of the date of submission of requirements under 35 U.S.C. § 371(c).
- 9. Additional documents:

Copy of request (PCT/RO/101)
International Publication No. WO00/71700
Specification, claims and drawing
Preliminary amendment (37 C.F.R. section 1.121)

10. The above checked items are being transmitted after publication and the article 20 communication, but before 20 months from the priority date.

AUTHORIZATION TO CHARGE ADDITIONAL FEES

The Commissioner is hereby authorized to charge the following additional fees that may be required by this paper and during the entire pendency of this application to Account No. 500341.

37 C.F.R. section 1.492(a)(1), (2), (3), and (4) (filing fees)

37 C.F.R. section 1.492(b), (c), and (d) (presentation of extra claims)

37 C.F.R. section 1.17 (application processing fees)

37 C.F.R. section 1.17(a)(1)-(5) (extension fees pursuant to section 1.136(a))

Date: January 10, 2001

Robert D. Fish

Fish & Associates, LLP

1440 N. Harbor Blvd.

Suite 706

Fullerton, CA 92835

USA

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE WASHINGTON, D.C. 20231

Inventor: Fahri Saatcioglu

Examiner: Not Yet Assigned

Serial No: U.S. National Phase Application of PCT/IB00/00673

Art Unit: Not Yet Assigned

Filed:

May 19, 2000

For:

Differentially Expressed

Genes in Prostate Cancer

PRELIMINARY AMENDMENT

The Honorable Commissioner of Patents and Trademarks Washington, D.C. 20231

Dear Sir:

Please enter the following preliminary amendment:

IN THE CLAIMS

- 5. (Amended) The polynucleotide of [any one of] claim 1[, 3, or 4] wherein the polynucleotide is expressed *in vivo* in a prostate cancer cell.
- 6. (Amended) The polynucleotide of [any one of] claim 1[, 3, or 4] wherein the expression of the polynucleotide is dependent on at least one of an androgen, a progesterone, an estrogen, and a glucocorticoid.
- 33. (Added) The polynucleotide of claim 3 wherein the polynucleotide is expressed *in vivo* in a prostate cancer cell.
- 34. (Added) The polynucleotide of claim 4 wherein the polynucleotide is expressed *in vivo* in a prostate cancer cell.

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- 35. (Added) The polynucleotide of claim 3 wherein the expression of the polynucleotide is dependent on at least one of an androgen, a progesterone, an estrogen, and a glucocorticoid.
- 36. (Added) The polynucleotide of claim 4 wherein the expression of the polynucleotide is dependent on at least one of an androgen, a progesterone, an estrogen, and a glucocorticoid.

REMARKS

The foregoing amendments simply eliminate the multiple dependency of claims 5 and 6. No new matter has been added.

REQUEST FOR ALLOWANCE

Claims 1-36 are pending in this application. The applicants request allowance of all pending claims.

By:

Respectfully submitted,

Fish & Associates, LLP

Dated: January 19, 2001

Robert D. Fish

Reg. No. 33,880

Attorneys for Applicant(s) 1440 N. Harbor Blvd., Suite 706

Fullerton, CA 92835

Tel.: (714) 449-2337 Fax: (714) 449-2339 WO 00/71711

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DIFFERENTIALLY EXPRESSED GENES IN PROSTATE CANCER

This application claims the benefit of U.S. provisional application number 60/135,325 filed May 20, 1999, and U.S. provisional application number 60/135,333 filed May 20, 1999, both of which are incorporated herein by reference in their entirety.

5 Field of The Invention

The field of the invention is neoplastic diseases, and especially detection and therapy of prostate cancer.

Background of The Invention

Prostate cancer has become the most commonly diagnosed malignancy in males in the western world, and is the second most common cause of cancer death among men in Europe and the United States (Boring, C.C., Squires, T.S., and Tong, T. (1993). Cancer J. Clin. 43, 7-26; Carter, H.B., Pianpadosi, S., and Isaacs, J.T. (1990). J. Urol. 143, 742-746). Worse yet, in recent years the annual incidence rate of newly diagnosed prostate cancer, as well as the number of prostate cancer deaths continuously rose.

Androgens not only play a key role in the development and maintenance of the normal prostate, but also in the initiation and progression of prostate cancer (Moore, R.A. (1944). Surgery 16, 152-167; Huggins, C., and Johnson, M.A. (1947). J. Am. Med. Assoc. 135, 1146-1152). For example, androgens typically induce cell proliferation and inhibit cell death in the healthy prostate gland. Withdrawal of androgens stops proliferation of cells and induces apoptosis with concomitant involution of the prostate gland. Involution upon androgen withdrawal is generally a characteristic of a normal prostate gland as well as of a prostate tumor in the early stages of the disease, when the tumor still remains androgen dependent. Consequently, androgen withdrawal treatment is commonly used to reverse tumor growth. However, in the case of many prostate tumors, the tumor recurs after a few months or years almost invariably in an androgen insensitive state. At this point, successful therapy of prostate cancer is difficult and prognosis for survival is usually relatively low.

Almost all of the biological effects of androgens are mediated by the androgen receptor, a hormone-activated transcription factor. Even though the androgen receptor was cloned over ten years ago, the mechanisms by which the androgen receptor regulates gene expression is not well-

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understood. Furthermore, only a very few of its target genes have been identified, including the prostate specific antigen (PSA), the related glandular kallikrein 2 (hKLK2), and the androgen receptor itself. Another androgen regulated protein, a secreted serine protease with prostate restricted expression, termed "prostase" was recently described by Nelson et al. (Nelson, P.S., et al. (1999) *Proc. Natl. Acad. Sci.* 96, 3114-3119). However, the biological functions of the proteins coded by the PSA, hKLK2 and prostase genes are poorly understood at present.

Adding to the difficulties in understanding the role of androgens in prostate cancer is that in vivo and in vitro model systems frequently do not closely mimic the human disease. Furthermore, close homologues of the PSA gene, the only marker for prostate cancer in human, are not known in other animal species. Moreover, in vitro studies are hampered due to the limited number of cell lines that have been derived from human prostate. For example, the only androgen sensitive and androgen responsive cell line that is widely used is LNCaP, characterized by cells originally derived from a lymph node metastasis of a human prostate carcinoma (Horoszewicz, J.S., Leong, S.S., Kawinski, E., Karr, J.P., Rosenthal, H., Chu, T.M., Mirand, E.A., and Murphy, G.P. (1983). Cancer Res. 43, 1809-1818).

In spite of numerous studies on the effects of androgens in the role of prostate cancer, relatively little is known about the molecular genetic effects of androgens in prostate cells. More detailed knowledge about androgen responsive genes and their role in signal transduction, as well as gross morphological and physiological transformations will potentially result in better diagnostic tools, and provide possible new targets for a drug-based therapy of prostate cancer. Therefore, there is still a need to provide improved methods to identify androgen responsive, differentially expressed genes in prostate cancer.

Summary of the Invention

The present invention is directed to differentially expressed genes in neoplastic cells, and particularly relates to hormone dependent genes in prostate cancer. The polynucleotides with the SEQ ID NO:1 - SEQ ID NO:7 encode an intracellular protein, and while the corresponding polypeptides SEQ ID NO:11 - SEQ ID NO:14 have an intracellular location, the corresponding expression products SEQ ID NO:8 - SEQ ID NO:10 have predominantly perinuclear, nuclear and predominantly nuclear localization within a cell, respectively.

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In one aspect of the inventive subject matter, SEQ ID NO:1 - SEQ ID NO:7 are expressed in prostate cancer cells in a hormone dependent manner.

In another aspect of the inventive subject matter, a method of detecting a neoplastic cell in a system includes a step in which a predetermined amount of an RNA comprising at least one of SEQ ID NO:15 - SEQ ID NO:21 is correlated with the presence of a neoplastic cell, and the predetermined amount, or more, is subsequently detected in the system. Contemplated detection methods preferably employ a labeled probe that is detectable via fluorescence detection, luminescence detection, scintigraphy, autoradiography, or formation of a dye. Alternative preferred detection methods include addition of at least one nucleotide to the probe (e.g., PCR, LCR).

In a further aspect of the inventive subject matter, a method of detecting a neoplastic cell in a system includes a step in which a predetermined amount of a polypeptide comprising at least one of SEQ ID NO:8 - SEQ ID NO:14 is correlated with the presence of a neoplastic cell, and the predetermined amount, or more, is subsequently detected in the system. Contemplated detection methods preferably employ a labeled probe that is detectable via fluorescence detection, luminescence detection, scintigraphy, autoradiography, or formation of a dye, and preferred probes include antibodies, antibody fragments, and natural and synthetic ligands of the polypeptide.

In a still further aspect of the inventive subject matter, a method of identifying differentially expressed genes in a target tissue has one step in which a target tissue-specific cDNA library is prepared by suppression subtractive hybridization, and a plurality of genes from the library is immobilized on a solid phase. Nucleic acid preparations from treated and untreated target tissue are individually hybridized with array, respectively, and hybridization patterns are compared to identify differentially expressed genes.

Various objects, features, aspects and advantages of the present invention will become more apparent from the following detailed description of preferred embodiments of the invention, along with the accompanying drawing.

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Brief Description of The Drawing

Figures 1A and 1B depict schematic nucleic acid and amino acid based multiple sequence alignments of SEQ ID NO:1 - SEQ ID NO:7 and SEQ ID NO:8 - SEQ ID NO:13, respectively.

Figure 2 is a photograph of an exemplary reverse northern blot of several clones from a cDNA library of androgen treated prostate cancer cells.

Figure 3 is a photograph of an exemplary multiple tissue northern blot of one of the isolated polynucleotides.

Figure 4 is a photograph of an agarose gel after electrophoretic separation of splicing variants of SEQ ID NO:1.

Figure 5 is a series of photomicrographs illustrating the intracellular localization of GFP-fusion proteins of polypeptides of SEQ ID NO:8 - SEQ ID NO:10.

Figure 6 is an autoradiograph of a northern blot indicating hormone dependent expression of SEQ ID NO:1 - SEQ ID NO:7.

Detailed Description

As used herein, the term "intracellular protein" refers to a protein that is expressed and retained within a cell irrespective of its subcellular localization. For example, DNA polymerase (nucleus), glyceraldehyde-3-phosphate dehydrogenase (cytoplasm), and cytochrome c oxidase (mitochondria) are all considered intracellular proteins. In contrast, the term "extracellular protein" refers to a protein that is exported from a cell. There are various mechanisms by which a protein can be exported from a cell, all of which are contemplated herein. For example, while many exported proteins have a signal sequence that allows specific export of the protein across a cell membrane, other proteins are exported through vesicles via the endoplasmatic reticulum, etc.

As also used herein, a protein has a "predominantly perinuclear localization" when a majority of the protein (i.e., more than 50% of the total amount as fluorimetrically detectable by GFP-fusion) is located in a volume around the nucleus that does not exceed a volume greater than three volumes of the nucleus. A protein has a "predominantly nuclear localization" when a majority of the protein is located within the nucleus. In contrast, the term "nuclear localization"

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means that substantially all of the detectable protein is located within the nucleus. Localization of a protein can be determined fluorimetrically by GFP-fusion (GFP: green fluorescence protein).

Employing a novel combined SSH-reverse northern blot procedure (first disclosed in provisional application 60/135,325 filed May 20, 1999), we isolated seven cDNAs (SEQ ID NO:1 - SEQ ID NO:7) from human prostate cancer cells. All seven cDNA molecules code for an intracellular protein, which is expressed in an androgen and glucocorticoid dependent manner. Remarkably, the sequences SEQ ID NO:1 - SEQ ID NO:7 show a high degree of homology/identity with prostase, a previously reported serine protease (Nelson, P.S., et al. (1999) *Proc. Natl. Acad. Sci.* 96, 3114-3119). However, in comparison with the prostase, all of the sequences SEQ ID NO:1 - SEQ ID NO:7 lack a 49 amino acid N-terminal portion corresponding to the first exon of the prostase. It should be especially appreciated that the first exon of the prostase not only includes structurally important amino acids, but also includes a signal peptide sequence that renders the serine protease a secreted, extracellular enzyme. Consequently, the cDNA molecules with the sequence of SEQ ID NO:1 - SEQ ID NO:7 encode intracellular proteins that are functionally and structurally different from the prostase, and are therefore independent and novel genes.

With respect to the base composition of SEQ ID NO:1 - SEQ ID NO:7, nucleotide sequences other that SEQ ID NO:1 - SEQ ID NO:7 are also contemplated and particularly include variations of SEQ ID NO:1 - SEQ ID NO:7 that include point mutations, insertions, deletions and any reasonable combination thereof, so long as alternative sequences encode an intracellular protein. Therefore, polynucleotides are contemplated that have at least 80%, preferably at least 85%, more preferably at least 90% and most preferably at least 95% identity with the sequences of SEQ IDNO:1 - SEQ IDNO:7, so long as contemplated polynucleotides encode an intracellular protein.

For example, point mutations may arise at any position of the sequence from an apurinic, apyrimidinic, or otherwise structurally impaired site within the cDNA. Alternatively, point mutations may be introduced by random or site-directed mutagenesis procedures (e.g., oligonucleotide assisted or by error prone PCR). Likewise, deletions and/or insertions may be introduced into the sequences, and particularly preferred insertions comprise 5'- and/or 3'-fusions with a polynucleotide that encodes a reporter moiety or an affinity moiety. Other particularly

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preferred insertions comprise a nucleic acid that further includes functional elements such as a promoter, enhancer, hormone responsive element, origin of replication, transcription and translation initiation sites, etc. It should especially be appreciated that where insertions with one or more functional elements are present, the resulting nucleic acid may be linear or circular (e.g., transcription or expression cassettes, plasmids, etc.).

Still further contemplated variations include substitution of one or more atoms or chemical groups in the sequence with a radioactive atom or group. For example, where contemplated cDNAs are employed as a hybridization-specific probes, a fluorophor or enzyme (e.g., β -galactosidase for generation of a dye, or luciferase for generation of luminescence) may be coupled to the sequence to identify position and/or quantity of a complementary sequence. Alternatively, where contemplated cDNA molecules are utilized for affinity isolation procedures, the cDNA may be coupled to a molecule that is known to have a high-affinity (i.e., $K_d < 10^4 \text{mol}^{-1}$) partner, such as biotin, or an oligo-histidyl tag. In another example, one or more phosphate groups may be exchanged for a radioactive phosphate group with a ^{32}P or ^{33}P isotope to assist in detection and quantification, where the radiolabeled cDNA is employed as a hybridization probe.

It is also contemplated that the polypeptides (encoded by SEQ ID NO:1 – SEQ ID NO:7) having the peptide sequence of SEQ ID NO:8 – SEQ ID NO:14 may be produced *in vivo* or *in vitro*, and may be chemically and/or enzymatically modified. Contemplated polypeptides can be isolated from prostate tissue or prostate cancer cells that may or may not be in a hormone dependent state. Alternatively, and especially where larger amounts (*i.e.*, >10mg) are desirable, recombinant production (*e.g.*, in a bacterial, yeast, insect cell, or mammalian cell system) may advantageously be employed to generate significant quantities of contemplated polypeptides.

It should further be appreciated that recombinant production not only offers a more economical strategy to produce contemplated polypeptides, but also allows specific modification in the amino acid sequence and composition to tailor particular biochemical, catalytic and physical properties. For example, where increased solubility of contemplated polypeptides is desirable, one or more hydrophobic amino acids may be replaced with hydrophilic amino acids. Alternatively, where reduced or increased catalytic activity is required, one or more amino acids may be replaced or eliminated. In still another example, fusion proteins with contemplated proteins are contemplated, in which an additional polypeptide is added to the N-terminus and/or C-terminus

of contemplated polypeptide. Particularly contemplated fusion proteins include fusions with enzymatically active fusion partners (e.g., for dye formation or substrate conversion) and fluorescent fusion partners such as GFP, EGFB, BFP, etc. Therefore, sequences other than the sequences of SEQ ID NO:8 – SEQ ID NO:14 are also contemplated, so long as the polypeptides are intracellular proteins, and alternative peptide sequences may have a sequence that has a 70%, preferably 80%, more preferably 90%, and most preferably 95% homology to the sequences of SEQ ID NO:8 – SEQ ID NO:14.

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With respect to chemical and enzymatic modifications of contemplated polypeptides, it is contemplated that many modifications are appropriate, including addition of mono-, and bifunctional linkers, coupling with protein- and non-protein macromolecules, and glycosylation. For example, mono- and bifunctional linkers are especially advantageous where contemplated polypeptides are immobilized to a solid support, or covalently coupled to a molecule that enhances immunogenicity of contemplated polypeptides (e.g., KLH, or BSA conjugation). Alternatively, contemplated polypeptides may be coupled to antibodies or antibody fragments to allow rapid retrieval of the polypeptide from a mixture of molecules. Further contemplated couplings include covalent and non-covalent coupling of contemplated polypeptides with molecules that prolong the serum half-life and/or reduce immunogenicity such as cyclodextranes and polyethylene glycols.

In a particularly contemplated aspect of the inventive subject matter, SEQ ID NO: 15 – SEQ ID NO:21 (the corresponding mRNA of SEQ ID NO: 1 – SEQ ID NO:7) are employed in a method of detecting a neoplastic cell in a system. In one step, a predetermined quantity of an RNA comprising at least one of SEQ ID NO:15 - SEQ ID NO:21 in a cell containing system is correlated with the presence of a neoplastic cell, wherein the RNA encodes an intracellular polypeptide, and in a further step, an amount of at least the predetermined quantity of the RNA is detected in the system.

In a preferred embodiment, the system is a mammal (most preferably a human) and the neoplastic cell is a prostate cancer cell in a biopsy specimen. The total RNA is extracted from the biopsy specimen, and a real time quantitative rt-PCR employing individual reactions with primer pairs specific to each of the sequences of SEQ ID NO:15 - SEQ ID NO:21 is performed in parallel with a biopsy specimen known to be free of cancer cells. Biopsy specimens are determined to have a cancer cell, where the detected mRNA quantity of SEQ ID NO:15 - SEQ ID

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NO:21 is at least 3 times higher than in the control specimen. A preferred extraction of total RNA utilizes the Quiagen BioRobot kit in conjunction with the BioRobot 9600 system, and the real time rtPCR is performed in a Perkin Elmer ABI Prism 7700.

In alternative aspects of the inventive subject matter, the method of detecting a neoplastic cell need not be limited to biopsy tissues from prostate tissue, but may employ various alternative tissues, including lymphoma tumor cells, and various solid tumor cells, so long as such tumor cells overproduce mRNA of the SEQ ID NO:15 - SEQ ID NO:21. Appropriate alternative tumor cells can readily be identified by the above described method. Likewise, the system need not be restricted to a mammal, but may also include cell-, and tissue cultures grown *in vitro*, and tumor cells and specimens from animals other than mammals.

For example, tumor cell and tissue grown *in vitro* may advantageously be utilized to investigate drug action on such cells, and the overabundance of sequences of SEQ ID NO:15 - SEQ ID NO:21 may conveniently be employed as tumor marker. Alternatively, body fluids (e.g., serum, saliva, etc.) that may or may not contain tumor cells are also contemplated a suitable substrate for the method presented herein, so long as they contain to at least some extent mRNA with a sequence of SEQ ID NO:15 - SEQ ID NO:21.

With respect to the detection method it is contemplated that many methods other than quantitative real time rt-PCR are also appropriate, and particularly contemplated methods include hybridization of a probe to at least one of SEQ ID NO:15 - SEQ ID NO:21. It is especially contemplated that suitable probes are labeled, and depending on the physico-chemical nature of the probe, the detection process may include fluorescence detection, luminescence detection, scintigraphy, autoradiography, and formation of a dye. For example, for microscopic analysis of biopsy specimens, fluorescein modified sequence probes (complementary to at least one of SEQ ID NO:15 - SEQ ID NO:21) are particularly advantageous. Fluorescence quantification may then be performed utilizing a CCD-video analysis package. Similarly, luminescence may be detected with a luminometer coupled to a microscope, or where tissue pieces are submerged in a sample cuvette, luminescence may be determined in the sample fluid. It should be appreciated that labeling of oligonucleotides and hybridization of the labeled oligonucleotide is a technique that is well known in the art, and that all known methods are generally suitable for use in conjunction with methods contemplated herein. Alternatively, the amount of mRNA may also be determined by first hybridizing a probe to the mRNA and subsequently enzymatically coupling of at least

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one nucleotide to the probe, and especially contemplated enzymatic additions include LCR and PCR.

In still other aspects of contemplated methods, the mRNA quantity need not necessarily be limited to at least 3 times more than in the control specimen in order to establish that the tissue has a cancer cell. For example, where the concentration of mRNA is hormone dependent, higher amounts between 3-8 fold and more may be appropriate. In contrast, where the concentration of cancer cells in the biopsy specimen is relatively low, amounts of less than 3-fold, including 1.5 to 2.9-fold and less are contemplated.

In another particularly contemplated aspect of the inventive subject matter, polypeptide of SEQ ID NO: 8 - SEQ ID NO:14 (encoded by SEQ ID NO: 1 - SEQ ID NO:7) are employed in a method of detecting a neoplastic cell in a system. In one step, a predetermined quantity of an intracellular polypeptide comprising at least one of SEQ ID NO:8 - SEQ ID NO:14 in a cell containing system is correlated with the presence of a neoplastic cell, and in a further step, an amount of at least the predetermined quantity of the RNA is then detected in the system.

In a preferred embodiment, the system is a mammal (most preferably a human) and the neoplastic cell is a prostate cancer cell or a breast cancer cell in a biopsy specimen. The biopsy specimen that is suspected to have a cancer cell is flash frozen, dissected on a microtome, and sections are mounted on microscope slides. The sections are subsequently incubated with a fluorescein labeled antibody that is directed against an epitope of at least one of the polypeptides of SEQ ID NO:8 - SEQ ID NO:14. Fluorescence is detected with a fluorescence microscope coupled to a CCD-video camera and image analysis equipment. Biopsy specimens are determined to have a cancer cell, where the fluorescence signal/quantity of one or more cells is at least 3 times higher than in the control specimen.

In alternative aspects of the inventive subject matter, the method of detecting a neoplastic cell need not be limited to biopsy tissues from prostate tissue, but may employ various alternative tissues, including lymphoma tumor cells, and various solid tumor cells, so long as such tumor cells overproduce polypeptides of the SEQ ID NO:8 - SEQ ID NO:14. Appropriate alternative tumor cells can readily be identified by the above described method. Likewise, the system need not be restricted to a mammal, but may also include cell, and tissue cultures grown *in vitro*, and tumor cells and specimens from animals other than mammals. For example, tumor cell and

tissue grown *in vitro* may advantageously be utilized to investigate drug action on such cells, and the polypeptides of SEQ ID NO:8 - SEQ ID NO:14 may conveniently be employed as a tumor marker. Alternatively, body fluids (*e.g.*, serum, saliva, etc.) that may or may not contain tumor cells are also contemplated as suitable substrates for the method presented herein, so long as they contain to at least some extent the polypeptides of SEQ ID NO:8 - SEQ ID NO:14.

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With respect to detection methods, it is contemplated that many methods other than fluorescence microscopy are also appropriate, and particularly contemplated methods include specific binding of a probe to at least one of SEQ ID NO:8 - SEQ ID NO:14. It is especially contemplated that suitable probes are labeled, and depending on the physico-chemical nature of the probe, the detection process may include fluorescence detection, luminescence detection, scintigraphy, autoradiography, and formation of a dye.

For example, for microscopic analysis of biopsy specimens, luciferase labeled probes are particularly advantageous in conjunction with a luminescence substrate (e.g., luciferin). Luminescence quantification may then be performed utilizing a CCD-camera and image analysis system. Similarly, radioactivity may be detected via autoradiographic or scintigraphic procedures on a tissue section, in a fluid or on a solid support. Where the probe is a natural or synthetic ligand of contemplated polypeptides, particularly contemplated ligands include molecules with a chemical modification that increase the affinity to the polypeptide and/or induce irreversible binding to the polypeptide. For example, transition state analogs or suicide inhibitors for a particular reaction catalyzed by the polypeptide are especially contemplated. Labeling of antibodies, antibody fragments, small molecules, and binding of the labeled entity is a technique that is well known in the art, and it is contemplated that all known methods are generally suitable for use in conjunction with methods contemplated herein. Furthermore, the probe need not be limited to a fluorescein labeled antibody, and alternative probes include antibody fragments (e.g., Fab, Fab', scFab, etc.).

In still other aspects of contemplated methods, the polypeptide quantity need not necessarily be limited to at least 3 times more than the control specimen in order to establish that the tissue has a cancer cell (e.g., where the control reads 100ng, three times more than the control means 300ng). For example, where the concentration of the polypeptide is hormone dependent, higher amounts between 3-8 fold and more may be appropriate. In contrast, where the concen-

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tration of cancer cells in the biopsy specimen is relatively low, amounts of less than 3-fold, including 1.5 to 2.9-fold and less are contemplated.

It should further be appreciated that the polynucleotides of SEQ ID NO:1- SEQ ID NO:7 and SEQ ID NO:15 - SEQ ID NO:21 may be employed as a therapeutic modality in an antisense DNA/RNA based therapy. Anti-sense therapy, for example, could be employed to inhibit, up-, or down-regulate transcription or translation of the genes corresponding to SEQ ID NO:1- SEQ ID NO:7. It should further be appreciated that an anti-sense approach may also include regulatory sequences associated with SEQ ID NO:1- SEQ ID NO:7 such as transcription enhancers, hormone responsive elements, ribosomal- and RNA polymerase binding sites, etc., which may be located upstream or downstream of SEQ ID NO:1- SEQ ID NO:7, and may have a distance of several ten base pairs to several ten thousand base pairs.

several ten base pairs to several ten thousand base pairs.

Alternatively, the polypeptides of SEQ ID NO:8- SEQ ID NO:14 may also be employed in an antibody based therapy or a small molecule drug therapy directed towards the polypeptides of SEQ ID NO:8- SEQ ID NO:14. For example, antibody based therapy could be employed to neutralize, or remove corresponding polypeptides of SEQ ID NO:8- SEQ ID NO:14 in-vivo, or to interfere with one or more cellular functions of contemplated polypeptides.

Figures 1A and 1B show a schematic and an amino acid based alignment between the cDNAs of SEQ ID NO:1 - SEQ ID NO:7, in which SEQ ID NO:1 is the full-length cDNA and SEQ ID NO2 - SEQ ID NO:7 are splicing variants of SEQ ID NO:1. In the amino acid based alignment SEQ ID NO:8 is the corresponding polypeptide to SEQ ID NO:1, and SEQ ID NO:9 - SEQ ID NO:14 are the corresponding polypeptides to SEQ ID NO:2 - SEQ ID NO:6.

Examples

The following examples illustrate the isolation and cloning of the sequences of SEQ ID NO:1 - SEQ ID NO:7 form normal prostate tissue and from prostate cancer cells. SEQ ID NO:8 - SEQ ID NO:14, and SEQ ID NO15 - SEQ ID NO:21 are computer generated transcriptions and translations of SEQ ID NO1 - SEQ ID NO:7, respectively.

The following examples also illustrate a general method of identifying differentially expressed genes in a target tissue, in which in one step a target tissue-specific cDNA library is provided that has a plurality of tissue-specific genes obtained by suppression subtractive

hybridization. In a subsequent step, a predetermined quantity of tissue-specific genes is immobilized on a solid phase to form a tissue-specific cDNA array, and a first nucleic acid preparation is hybridized to a first tissue-specific cDNA array to create a first hybridization pattern, wherein the first preparation is prepared from the target tissue without previously exposing the target tissue to a compound. In a further step, a second nucleic acid preparation is hybridized to a second tissue-specific cDNA array to create a second hybridization pattern, wherein the second preparation is prepared from the target tissue after previously exposing the target tissue to a compound. In yet a further step, the first and the second hybridization pattern are then compared to identify differentially expressed genes. This general method is especially contemplated where the compound comprises a hormone, or various other suitable ligands.

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Suppression Subtraction of Prostate Specific Genes

CDNA derived from poly(A)+ RNA of 10 different normal human tissues were subtracted against normal human prostate cDNA using suppression subtraction hybridization (SSH) cDNA derived from poly(A)+ RNA of 10 different normal human tissues were subtrac-(Diatchenko, L., Lau, Y.-F-C., Campbell, A.P., Chenchik, A., Moqadam, F., Huang, B., Lukyanov, S., Lukyanov, K., Gurskaya, N., Sverdlov, E.D., Siebert, P.D. (1996). Proc. Natl. Acad. Sci. USA 93, 6025-6030), and the resulting cDNA fragments were cloned into an appropriate vector. SSH was performed as described (Clontech PCR-Select Cloning Kit) using prostate pay(A)+ RNA against a pool of poly(A)+ RNA obtained from ten normal human tissues (heart, brain, placenta, lung, liver, skeletal muscle, kidney, spleen, thymus, and ovary). Upon secondary PCR amplification (12 cycles), reactions were extracted with phenol/chloroform and DNA was precipitated with EtOH.

The pellet was washed once with 70% EtOH. After drying, the DNA pellet was dissolved in 0.2xTE or dH₂O and cut with RsaI in a 20 ul reaction for 2 hrs at 37C to excise adaptors. After digestion, reactions were run on a 1.5 % agarose gel, with molecular size markers on one side, at 5 V/cm, 40 min. The adopter bands are excised and discarded, and cDNA bands were cut out and purified (QAIEX gel DNA purification kit) after running the gel backwards to concentrate the cDNA.

The purified DNA was subcloned into EcoRV-cut, dephosphorylated pZERO vector from Invitrogen. DH10B electrocompetent cells (>1010 efficiency) were transformed with a 1/5 dilution of lul of the ligation mix.

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Colonies were picked and the presence of cDNA inserts confirmed by PCR with T7 and SP6 primers directly from the colonies. 10% of reactions were run on a 1.5% agarose gel to visualize amplified products. The colonies with inserts were grown and glycerol stocks (15%) were prepared and stored at -80C.

Reverse Northern Blot and Sequence Analyses

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Clones from the SSH library were amplified by PCR and spotted on nylon filters in 96-well format to generate two identical blots for each set of 92 clones (the remaining four spots were used for positive and negative controls). For probe preparation, the androgen-responsive prostate cancer cell line LNCaP (Horoszewicz, J.S., Leong, S.S., Kawinski, E., Karr, J.P., Rosenthal, H., Chu, T.M., Mirand, E.A., and Murphy, G.P. (1983). Cancer Res. 43, 1809-1818) was employed that was either untreated [the (-) probe] or treated with the synthetic androgen R1881 for 24 hours [the (+) probe]. Poly(A)+ RNA was isolated from these cells and was used to make the ³²P-labeled probes. After hybridization with the (-) and (+) probes, clones showing differential hybridization were selected for further analysis (i.e., confirmation by a secondary reverse northern blot, and northern blotting).

Reverse northern screening on the cDNA clones were done essentially as described elsewhere (Hedrick, S.M., Cohen, D.I., Neilson, E.A., Davis, M.M. (1984) *Nature* 308, 149-153; Sakaguchi N, Berger CN, Melchers F (1986). *EMBO J* 5: 2139-2147). DNA (approximately 400 ng) from PCR amplification in step 6 was diluted in 200 µl of 0.4M NaOH, 10 mM EDTA and mixed well by pipetting. After incubation at 95°C for 5-10 min, the tubes were chilled on ice. Denatured DNA was blotted on two separate pieces of Zeta Probe GT+ membrane (Bio-Rad) using a dot-blot apparatus (Bio-Rad). Positive [Prostate specific antigen (PSA) cDNA] and negative [glyceraldehyde 3-phosphate dehydrogenase (G3PDH) cDNA] controls are included on each blot in duplicate. Membranes were rinsed with 2XSSC, air dried, and then baked at 80°C for 30 min. A typical example of a reverse northern analysis is shown in Figure 2. In each blot pair, PSA and G3PDH are included as positive and negative controls, respectively. It should be noted that there was substantial increase in PSA hybridization in the (+) blot (probe prepared from cells that have been stimulated by androgens) compared with the (-) blot (probe prepared from untreated cells), whereas there was no significant change in hybridization of G3PDH between the two blots. Arrowheads indicate differentially expressed clones.

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As a control to verify the prostate specific nature of isolated sequences, positive clones were tested in a standard northern blot against RNA preparations of multiple non-prostate tissues and a typical blot is shown in **Figure 3**. Lanes 1-10, and 12-16 are RNA preparations from non-prostate tissues, lane 11 is a RNA preparation from prostate, lane 12 is a RNA preparation from testis.

Probes: The probes were random-prime radiolabeled using standard laboratory procedures. Unincorporated nucleotides were removed using prespun G25 columns (Bio-Rad), and specific activity was typically over 5x108cpm/µg.

Hybridization: 25 ml Hybridization mix (7% SDS, 0.5 M NaHPO₄, 1mM EDTA) at 65°C is prewarmed, and 12.5 ml were used for prehybridization of each membrane for 5-10 min at 65°C. Probes were heat denatured at 95°C for 3-5 min and transferred to the prehybridization mix at 65°C. Hybridization was done at 65°C overnight.

Washing: Wash solution I (2xSSC and 1% SDS) and wash solution II (0.1xSSC and 0.5% SDS) were prewarmed. Membranes were washed once with Solution I and then Solution II for 30 min at 65°C, covered with plastic wrap and exposed to phoshorimager screen.

Selection: Clones showing differential expression between the (-) and (+) blots were picked. A secondary round of reverse northern analysis is performed for confirmation by spotting each clone in duplicate on each blot. To confirm hormone dependence, a time course of R1881 induction of LNCaP cells as well as the CWR22 xenograft model upon androgen ablation (Wainstein, M. A., He, F., Robinson, D., Kung, H. J., Schwartz, S., Giaconia, J. M., Edgehouse, N. L., Pretlow, T. P., Bodner, D. R., Kursh, E. D., and Pretlow, T.G. (1994). Cancer Res. 54, 6049-6052) and the androgen-independent CWR22R relapsed xenograft (Nagabhushan, M., Miller, C. M., Pretlow, T. P., Giaconia, J. M., Edgehouse, N. L., Schwartz, S., Kung, H. J., de Vere White, R. W., Gumerlock, P. H., Resnick, M. I., Amini, S. B., and Pretlow, T. G. (1996). Cancer Res. 56, 3042-6) was used.

Sequence analysis: Sequence analysis was performed by the dideoxy chain termination methods using an ABI automated sequencer. It should be appreciated that many more androgen responsive, differentially expressed genes can be identified and isolated using the cloning strategy outlined above, including genes expressed during various growth and developmental phases

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of a diseased prostate, and genes expressed as a result of a drug regimen. Moreover, it is contemplated that not only differentially expressed prostate cancer genes can be identified and isolated, but also genes involved in other diseased states of human prostate, including benign prostate hyperplasia, etc.

Isolation of Splice Variants (SEQ ID NO: 2 - SEQ ID NO: 7)

Poly(A)⁺ RNA was isolated from LNCaP cells treated with R1881 (a synthetic androgen) and from androgen dependent prostate cancer xenograft CWR22 grown in nude mice in the presence of androgens. cDNA was prepared and subjected to PCR using SEQ ID NO:1 specific primers and a primer pair designed to amplify the previously published prostase. The respective 5'-primers were located around the translation start site, while the 3'-primer for all reactions was located around the stop codon. Reaction products were loaded onto an agarose gel and separated as shown in Figure 4. Lane 1 is a marker, lane 2 is positive control with SEQ ID NO:1 as template. Lanes 3-5 are PCR products from CWR22 cells with SEQ ID NO:1 specific primers, while lanes 6-8 are PCR products from CWR22 cells with prostase specific 5'-primer. Lanes 9-11 are PCR products from LNCaP cells with SEQ ID NO:1 specific primers, and lanes 12-14 are PCR products from LNCaP cells with prostase specific primers. Lane 15 is marker.

Only reactions with SEQ ID NO:1 specific primers yielded detectable PCR products, with a major band at 680bp (SEQ ID NO:1), and two additional bands at about 500bp (SEQ ID NO:2) and 750bp (SEQ ID NO:3). When primers for 5'-RACE analysis were employed, four additional PCR products were obtained, corresponding to SEQ ID NO:4, SEQ ID NO:5, and SEQ ID NO:6, respectively. All bands were sequenced to confirm their identity. SEQ ID NO:7 was obtained both as a 3'-RACE product as well as a distinct clone from the PSL library.

Localization of Intracellular Proteins encoded by SEQ ID NO: 1 - SEQ ID NO: 3

To gain insight into the subcellular location of the polypeptides SEQ ID NO:8 - SEQ ID NO:10 (encoded by SEQ ID NO:1 - SEQ ID NO:3), C-terminal fusion constructs with GFP were produced in COS7 cells. The cells were fixed, stained with DAPI and visualized by phase contrast or fluorescence microscopy and representative images are shown in Figure 5. Photographs in lane A depict a GFP fusion protein with SEQ ID NO:9, the photographs in lane B depict a GFP fusion protein with SEQ ID NO:10, the photographs in lane C depict a GFP fusion protein with SEQ ID NO:8, and the photographs in lane D depict a GFP protein as a control. The poly-

peptide of SEQ ID NO: 8 displayed strong granular fluorescence predominantly around the nucleus, while the polypeptide of SEQ ID NO:9 and SEQ ID NO:10 showed exclusively nuclear and predominantly nuclear localization, respectively. Due to the lack of an identifiable leader sequence that would indicate an export of the polypeptides of SEQ ID NO:11 - SEQ ID NO:14, it is contemplated that the sequences SEQ ID NO:11 - SEQ ID NO:14 are also intracellular proteins.

Regulation of Expression by multiple Hormones

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Untreated LNCaP cells and hormone treated LNCaP cells were employed to determine the hormone dependence of expression of SEQ ID NO:1. Treatment was as follows: Testosterone (T) at 10°8M, dihydrotestosterone (DHT) at 10°8M, estradiol (E2) at 10°8M, progesterone (P) at 10°8M, dexamethasone (Dex) at 10°7M, 1, 25-dihydroxy-vitamin D3 (VitD3) at 10°8M, and triiodothyronine (T3) at 10°7M. The total RNA of the treated cells was isolated and used in a northern blot analysis with radiolabeled SEQ ID NO:1 as probe. Figure 6 shows the results of an autoradiograph of a northern blot as described above. 18S-RNA is shown as control for RNA integrity and loading. The relative induction of SEQ ID NO:1 is indicated at the bottom of the lanes as determined by phosphorimager analysis. It is contemplated that SEQ ID NO:2 - SEQ ID NO:7 are splice variants of SEQ ID NO:1, and consequently it is contemplated that the expression of all of SEQ ID NO:1 - SEQ ID NO:6 is hormone dependent, and particularly contemplated hormones include androgens, progesterones, estrogens and glucocorticoids.

Thus, specific embodiments and applications of methods and applications of differentially expressed genes in prostate cancer cells have been disclosed. It should be apparent, however, to those skilled in the art that many more modifications besides those already described are possible without departing from the inventive concepts herein. The inventive subject matter, therefore, is not to be restricted except in the spirit of the appended claims. Moreover, in interpreting both the specification and the claims, all terms should be interpreted in the broadest possible manner consistent with the context. In particular, the terms "comprises" and "comprising" should be interpreted as referring to elements, components, or steps in a non-exclusive manner, indicating that the referenced elements, components, or steps may be present, or utilized, or combined with other elements, components, or steps that are not expressly referenced.

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SEQUENCE LISTING

SEQ ID NO:1

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SEQ ID NO:2

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SEQ ID NO:3

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SEQ ID NO:4

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			-21-			
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SEQ ID NO:	LT					
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SEQ ID NO:13

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CLAIMS

What is claimed is:___

- 1. A polynucleotide comprising the nucleotide sequence of SEQ ID NO:3, wherein the nucleotide sequence encodes an intracellular protein.
- 2. The polynucleotide of claim 1 wherein the intracellular protein has a predominantly nuclear localization in a cell.
- 3. A polynucleotide comprising the nucleotide sequence of SEQ ID NO:4, wherein the nucleotide sequence encodes an intracellular protein.
- 4. A polynucleotide comprising the nucleotide sequence of SEQ ID NO:7, wherein the nucleotide sequence encodes an intracellular protein.
- 5. The polynucleotide of any one of claim 1, 3, or 4 wherein the polynucleotide is expressed *in vivo* in a prostate cancer cell.
- 6. The polynucleotide of any one of claims 1, 3, or 4 wherein the expression of the polynucleotide is dependent on at least one of an androgen, a progesterone, an estrogen, and a glucocorticoid.
- 7. A polynucleotide having at least 90% identity to at least one of SEQ ID NO:3, SEQ ID NO:4, and SEQ ID NO:7, wherein the polynucleotide encodes an intracellular protein.
- 8. A polynucleotide having at least 95% identity to at least one of SEQ ID NO:3, SEQ ID NO:4, and SEQ ID NO:7, wherein the polynucleotide encodes an intracellular protein.
- 9. A polypeptide comprising the amino acid sequence of SEQ ID NO:10, wherein the amino acid sequence is expressed *in vivo* in a prostate cancer cell.
- 10. The polypeptide of claim 9 wherein the polypeptide has a predominantly nuclear localization in a cell.

- 11. A polypeptide comprising the amino acid sequence of SEQ ID NO:11, wherein the amino acid sequence is expressed *in vivo* in a prostate cancer cell.
- 12. A polypeptide comprising the amino acid sequence of SEQ ID NO:14, wherein the amino acid sequence is expressed *in vivo* in a prostate cancer cell.
- 13. A polypeptide having at least 90% homology to at least one of SEQ ID NO:10, SEQID NO:11, and SEQ ID NO:14, wherein the polypeptide is an intracellular protein.
- 14. A polypeptide having at least 95% homology to at least one of SEQ ID NO:10, SEQID NO:11, and SEQ ID NO:14, wherein the polypeptide is an intracellular protein.
- 15. A method of detecting a neoplastic cell, comprising:
 correlating a predetermined quantity of an RNA comprising at least one of SEQ ID
 NO:17, SEQ ID NO:18, and SEQ ID NO:21 in a cell containing system with a presence of a neoplastic cell, wherein the RNA encodes an intracellular polypeptide; and
 detecting at least the predetermined quantity of the RNA in the system.
- 16. The method of claim 15 wherein the neoplastic cell is a prostate cancer cell.
- 17. The method of claim 15 wherein the system is a mammal.
- 18. The method of claim 15 wherein the step of detecting includes hybridization of a probe to at least one of the SEQ ID NO:17, SEQ ID NO:18, and SEQ ID NO:21.
- 19. The method of claim 18 wherein the probe carries a label that is detected by a process selected from the group consisting of fluorescence detection, luminescence detection, scintigraphy, autoradiography, and formation of a dye.
- The method of claim 18 wherein at least one nucleotide is enzymatically coupled to the probe while the probe is hybridized to the at least one of the SEQ ID NO:17, SEQ ID NO:18, and SEQ ID NO:21.
- 21. A method of detecting a neoplastic cell, comprising:

 correlating a predetermined quantity of an intracellular polypeptide comprising at least

 one of SEQ ID NO:10, SEQ ID NO:11, and SEQ ID NO:14 in a cell

 containing system with a presence of a neoplastic cell; and

- detecting at least the predetermined quantity of the intracellular polypeptide in the system.
- 22. The method of claim 21 wherein the neoplastic cell is a prostate cancer cell or a breast cancer cell.
- 23. The method of claim 21 wherein the system is a mammal.
- 24. The method of claim 21 wherein the step of detecting includes specifically binding of a probe to the polypeptide.
- 25. The method of claim 24 wherein the probe is selected from the group consisting of an antibody, an antibody fragment, a natural ligand of the polypeptide, and a synthetic ligand of the polypeptide.
- 26. The method of claim 24 wherein the probe carries a label that is detected by a process selected from the group consisting of fluorescence detection, luminescence detection, scintigraphy, autoradiography, and formation of a dye.
- 27. A method of identifying differentially expressed genes in a target tissue, comprising: providing a target tissue-specific cDNA library having a plurality of tissue-specific genes, wherein the tissue-specific genes are obtained by suppression subtractive hybridization;
 - immobilizing a predetermined quantity of tissue-specific genes on a solid phase to form a tissue-specific cDNA array;
 - hybridizing a first nucleic acid preparation to a first tissue-specific cDNA array to create a first hybridization pattern, wherein the first preparation is prepared from the target tissue without previously exposing the target tissue to a compound;
 - hybridizing a second nucleic acid preparation to a second tissue-specific cDNA array to create a second hybridization pattern, wherein the second preparation is prepared from the target tissue after previously exposing the target tissue to a compound; and
 - comparing the first and the second hybridization pattern to identify differentially expressed genes.

- 28. The method of claim 27 wherein the target tissue comprises prostate tissue.
- 29. The method of claim 28 wherein the prostate tissue comprises prostate cancer cells.
- 30. The method of claim 27 wherein the solid phase comprises a membrane.
- 31. The method of claim 27 wherein the compound comprises a hormone.
- 32. The method of claim 27 wherein at least one of the first and second nucleic acid preparations is radiolabeled and wherein the step of comparing comprises phosphorimaging.

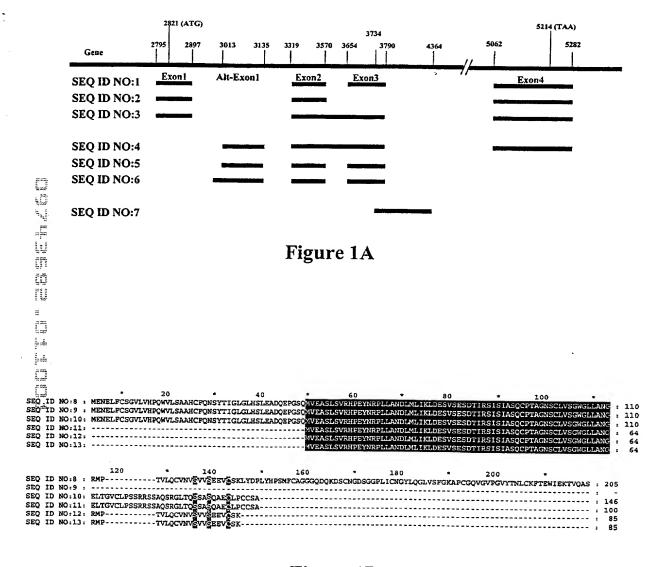


Figure 1B

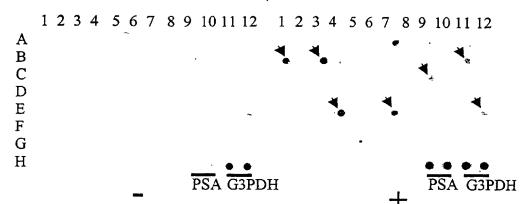
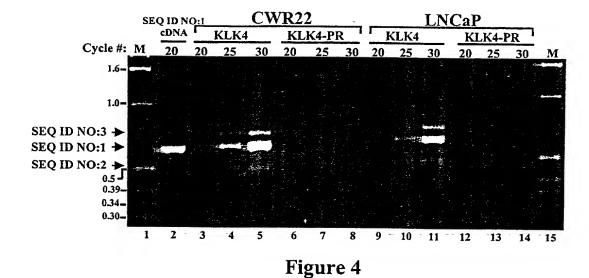


Figure 2

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Figure 3



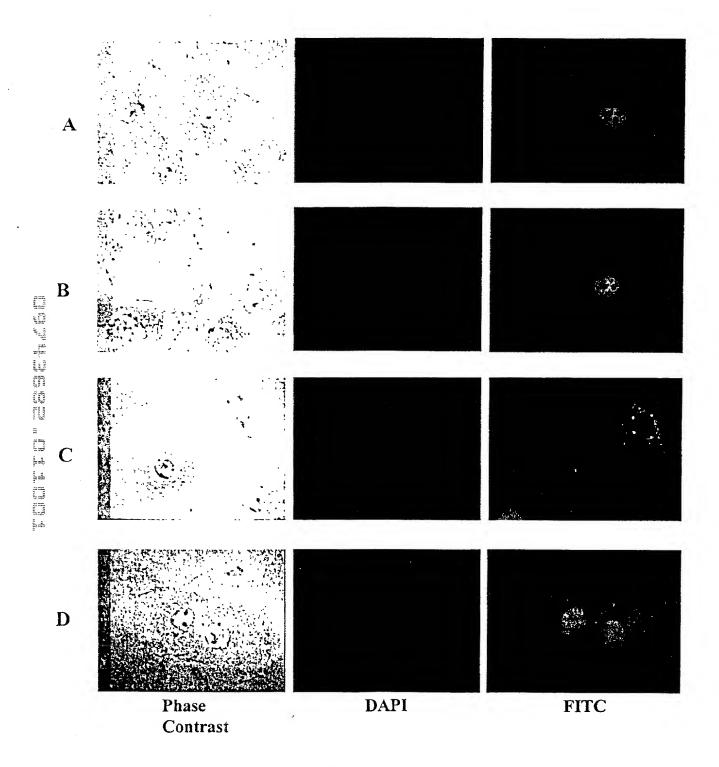


Figure 5

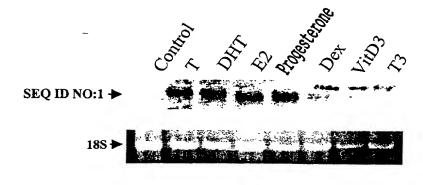


Figure 6

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WO 00/71711

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Hand the first that the the the tree to the tree that the tree to the tree that

His Val Ala Gly Val Leu Leu Val Leu Leu Ser Ala Gly Ala Glu His
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Ala Gly Val

Practitioner's Docket No. 586.02-US1

PATENT

COMBINED DECLARATION AND POWER OF ATTORNEY

(ORIGINAL, DESIGN, NATIONAL STAGE OF PCT, SUPPLEMENTAL, DIVISIONAL, CONTINUATION, OR C-1-P)

As a below named inventor, I hereby declare that:

TYPE OF DECLARATION

This declaration is for a national stage of PCT application.

INVENTORSHIP IDENTIFICATION

My residence, post office address and citizenship are as stated below, next to my name. I believe that I am the original, first and sole inventor of the subject matter that is claimed, and for which a patent is sought on the invention entitled:

TITLE OF INVENTION

DIFFERENTIALLY EXPRESSED GENES IN PROSTATE CANCER

SPECIFICATION IDENTIFICATION

The specification was described and claimed in PCT International Application No. PCT/IB00/00673 filed on May 19, 2000.

ACKNOWLEDGMENT OF REVIEW OF PAPERS AND DUTY OF CANDOR

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information, which is material to patentability as defined in 37, Code of Federal Regulations, Section 1.56, and which is material to the examination of this application, namely, information where there is a substantial likelihood that a reasonable Examiner would consider it important in deciding whether to allow the application to issue as a patent.

PRIORITY CLAIM (35 U.S.C. Section 119(a)-(d))

I hereby claim foreign priority benefits under Title 35, United States Code, Section 119(a)-(d) of any foreign application(s) for patent or inventor's certificate or of any PCT international application(s) designating at least one country other than the United States of America listed below and have also identified below any foreign application(s) for patent or inventor's certificate or any PCT international

(Declaration and Power of Attorney-page 1 of 3)

application(s) designating at least one country other than the United States of America filed by me on the same subject matter having a filing date before that of the application(s) of which priority is claimed.

Such applications have been filed as follows.

CLAIM FOR BENEFIT OF PRIOR U.S. PROVISIONAL APPLICATION(S)

(35 U.S.C. Section 119(e))

I hereby claim the benefit under Title 35, United States Code, Section 119(e) of any United States provisional application(s) listed below:

PROVISIONAL APPLICATION NUMBER	FILING DATE
60/135,325	May 20, 1999
60/135,333	May 20, 1999

POWER OF ATTORNEY

I hereby appoint the following practitioner(s) to prosecute this application and transact all business in the Patent and Trademark Office connected therewith.

APPOINTED PRACTITIONER(S)	REGISTRATION NUMBER(S)	
Robert D. Fish	33880	
David J. Zoetewey	45258	
Sandra P. Thompson	46264	
Martin Fessenmaier	46697	
Bruce Fertel	41742	

I hereby appoint the practitioner(s) associated with the Customer Number provided below to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith.

SEND CORRESPONDENCE TO

DIRECT TELEPHONE CALLS TO:

Robert D. Fish 1440 N. Harbor Blvd. Suite 706 Robert D. Fish (714) 449-2337

Fullerton, CA 92835 USA

Customer Number 24392

DECLARATION

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

SIGNATURE(S)

Fahri SAATCIOGLU

Inventor's signature

Date 8 Jun 200

Country of Citizenship Turkey
Residence From Esterveien

Post Office Address University of Oslo

Biotechnology Center of Oslo

PO Box 1125 Gaustadallen 21

N-Oslo N-1317 Blindern

NORWAY

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